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    and
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    Lead Counsel for Lead Plaintiff Kyung Cho and Class
12
                        UNITED STATES DISTRICT COURT
13
                      NORTHERN DISTRICT OF CALIFORNIA
                            SAN FRANCISCO DIVISION
14
                                             Case No.: CV-09-4208-JSW
    KYUNG CHO; REX DECHAKUL; AND
15
                                                     CV-09-4429-JSW
    DAVID HWANG, INDIVIDUALLY AND
                                                     CV-09-4449-JSW
    ON BEHALF OF ALL OTHERS
16
                                                     CV-09-4513-JSW
    SIMILARLY SITUATED,
                                                     CV-09-4505-JSW
17
                 Plaintiffs.
                                             CLASS ACTION
18
                                             STIPULATION AND [PROPOSED]
    UCBH HOLDINGS, INC.; THOMAS S.
19
                                             ORDER EXTENDING TIME TO FILE
    WU; EBRAHIM SHABUDIN; CRAIG
                                             SECOND AMENDED
20
    ON; DENNIS WU; ROBERT NAGEL;
                                             CONSOLIDATED COMPLAINT;
    JOHN M. KERR; DANIEL M. GAUTSCH;
21
                                             ESTABLISHING BRIEFING
    DOUGLAS MITCHELL; BURTON D.
                                             SCHEDULE; AND ADJUSTING
    THOMPSON: JOHN CINDEREY:
22
                                             RELATED DEADLINES
    JOSEPH J. JOU; PIN PIN CHAU; LI-LIN
23
    KO; JAMES KWOK; QINGYUAN WAN;
                                             Hon. Jeffrey S. White
    GODWIN WONG; DAVID NG; DANIEL
24
    P. RILEY: and RICHARD LI-CHUNG
25
    WANG
                            Defendants.
26
27
28
    STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO FILE SECOND AMENDED
    CONSOLIDATED COMPLAINT; ESTABLISHING BRIEFING SCHEDULE; AND ADJUSTING
    RELATED DEADLINES
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Case no. CV 09-04208-JSW

WHEREAS, on May 17, 2011 the Court issued an Order (the "Order"): (1) dismissing the Consolidated Amended Complaint; (2) granting Plaintiffs leave to file an amended complaint on or before June 24, 2011; and (3) setting a case management conference for August 26, 2011, at 1:30 p.m. and requiring the parties to submit a joint case management conference statement by August 19, 2011;

WHEREAS, Plaintiffs' counsel require additional time to prepare an amended complaint in light of the Order which raised a number of complex legal and factual issues;

WHEREAS, Plaintiffs' counsel, Phillip Kim, the attorney primarily responsible for the consolidated amended complaint and the prospective second amended consolidated complaint, has a previously scheduled honeymoon with his wife and will be out of the country in early July, 2011;

WHEREAS, the parties believe that an additional thirty days for Plaintiffs to file the second amended consolidated complaint does not unduly prejudice the parties;

WHEREAS, the parties believe that the establishment of a briefing schedule will promote the orderly and efficient progress of this action;

WHEREAS, previously the Court granted Defendants an extension of time to respond to the original complaints pending the filing of a consolidated complaint, granted Plaintiffs an extension of time to file their consolidated complaint; and ordered a briefing schedule for defendants' motions to dismiss the Consolidated Amended Complaint;

WHEREAS, Plaintiffs' counsel has conferred with counsel for E. Lynn Schoenmann, Chapter 7 Trustee of UCBH Holdings, Inc., and the Trustee does not object to this Stipulation;

IT IS HEREBY STIPULATED AND AGREED among the undersigned parties through their counsel of record, and subject to Court approval, that:

The schedule for Plaintiffs to file an amended complaint and for Defendants to respond shall be as follows:

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1	Plaintiffs' Second Amended Consolidated Complaint shall be filed on or		
2	before July 25, 2011;		
3	Defendants' responses to the Second Amended Consolidated Complaint		
4	shall be filed on or before September 13, 2011;		
5	• If Defendants file motions challenging the complaint, Plaintiffs'		
6	opposition briefs will be due on or before October 28, 2011, and		
7	Defendants' reply briefs will be due on or before November 22, 2011.		
8	• The case management conference set for August 26, 2011, is vacated and		
9	a new date will be set following the Court's decision on Defendants'		
10	motions to dismiss.		
11	IT IS SO STIPULATED.		
12			
13	Dated: June 15, 2011 LAURENCE M. ROSEN (SBN # 219683) PHILLIP KIM (pro hac vice)		
14	THE ROSEN LAW FIRM, P.A.		
15			
16	By: /s/Phillip Kim Phillip Kim		
17	Lead Counsel for Lead Plaintiff Kyung Cho		
18	Lead Counsel for Lead Flamini Ryding Cho		
19	Dated: June 15, 2011 ANNA ERICKSON WHITE		
20	MORRISON & FOERSTER LLP		
21	By:/s/ Anna Erickson White Anna Erickson White		
22			
23	Attorneys for Defendant Craig On, Dennis Wu Joseph J. Jou, Pin Pin Chau, Li-Lin Ko,		
24	Godwin Wong, David Ng, Daniel P. Riley and Richard Li-Chung Wang		
25			
26			
27	2		
28	3 STIPULATION AND [ <del>PROPOSED]</del> ORDER EXTENDING TIME TO FILE SECOND AMENDED CONSOLIDATED COMPLAINT; ESTABLISHING BRIEFING SCHEDULE; AND ADJUSTING		

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1	Dated: June 15, 2011	TIMOTHY P. CRUDO
2		LATHAM & WATKINS LLP
3		By: /s/ Timothy P. Crudo
4		Timothy P. Crudo
5		Attorneys for Defendant Thomas Wu
6		
7	Dated: June 15, 2011	JAMES A. LASSART
8		ROPERS, MAJESKI, KOHN & BENTLEY
9		By: /s/ James A. Lassart
10		James A. Lassart
11		Attorneys for Defendant Ebrahim Shabudin
12		
13	Dated: June 15, 2011	ANTHONY P. SCHOENBERG
14		FARELLA BRAUN + MARTEL LLP
15		By: /s/ Anthony P. Schoenberg
16		Anthony P. Schoenberg
17		Attorneys for Defendant John M. Kerr
18		
19	Dated: June 15, 2011	DANIEL J. BERGESON
20		BERGESON, LLP
21		By: /s/ Daniel J. Bergeson
22		Daniel J. Bergeson
23		Attorneys for Defendants Daniel M. Gautsch, Douglas Mitchell, and Robert Nagel
24		Douglas Witchell, and Robert Nager
25		
26		
27		
28	STIPULATION AND I <del>PROPOSEDI</del> ORDER EX	4 TENDING TIME TO FILE SECOND AMENDED
	STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO FILE SECOND AMENDED CONSOLIDATED COMPLAINT; ESTABLISHING BRIEFING SCHEDULE; AND ADJUSTING RELATED DEADLINES  Case no. CV 09-04208-JSW	

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Dated: June 15, 2011	JEFFREY L. BORNSTEIN	
	K&L GATES LLP	
	By: /s/ Jeffrey Bornstein  Jeffrey L. Bornstein	
	Jeffrey L. Bornstein	
	Attorneys for Defendant Burton Thompso	
	Attorneys for Defendant Burton Thompso	
* Signed with permission of all defense counsel		
CTIDILI ATTON AND IDDODO	5 ED ORDER EXTENDING TIME TO FILE SECOND AMENDED	

## **Document 197** Filed 06/15/11 Page 66 of 76 The hearing on the motion to dismiss will be held on December 16, 2011 at 9:00 a.m. IT IS SO ORDERED. Dated: June 16 onorable Jeffrey S. White United States District Judge

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